

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Todd et. al.  
Serial No: 10/762,044  
Filed: January 21, 2004  
For: METHODS AND APPARATUS FOR MODIFYING A RETENTION  
PERIOD FOR DATA IN A STORAGE SYSTEM  
Confirmation No.: 4481  
  
Examiner: Etienne LeRoux  
Art Unit: 2161

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: 6/15/09

Signature: 

**INTERVIEW SUMMARY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper summarizes the substance of a telephone interview that took place on June 11, 2009 between Examiner Etienne LeRoux and Applicant's representative Scott J. Gerwin. Examiner LeRoux telephoned Mr. Gerwin and indicated that he had received Applicant's Appeal Brief and that, after reviewing it, he now believes that claims 19, 38, 57, 64, 71, and 78 distinguish over the prior art of record. Examiner LeRoux indicated that if Applicant were willing to incorporate each of these dependent claims into its respective independent claim, he would perform an updated search and, if nothing turned up in the updated search, would issue a Notice of Allowance.

Applicant's representative indicated that he would propose this to the Applicant and would call Examiner LeRoux back with a decision.

Applicant's representative called Examiner LeRoux back that same day and told Examiner LeRoux that the Applicant is willing to make the amendments that he proposed.

Examiner LeRoux asked Applicant's representative to send him, via facsimile, a set of amended claims in which these amendments are made, and indicated that, if everything was in order, he would enter these amendments by Examiner's Amendment.

Accordingly, on June 12, 2009, Applicant's representative sent Examiner LeRoux, via facsimile, a set of amended claims in which claim 1 is amended to incorporate the limitations of claims 18 and 19, claim 20 is amended to incorporate the limitations of claim 37 and 38. Claim 39 is amended to incorporate the limitations of claims 56 and 57, claim 58 is amended to incorporate the limitations of claim 64, claim 65 is amended to incorporate the limitations of claim 71, and claim 72 is amended to incorporate the limitations of claim 78. In addition, claims 18, 19, 37, 38, 56, 57, 64, 71, and 78 were canceled.

Respectfully submitted,

By: 

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Date: June 15, 2009